

EXHIBIT A



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>

04/21/2008 02:41 PM

To "James R. Daly" <jrdaly@JonesDay.com>
cc Matthew Slater <MSlater@sperling-law.com>, Nicole
Henning <nhenning@JonesDay.com>
bcc

Subject RE: Moore v. Jefferies

Jim:

Just so that there is no misunderstanding and to follow up our conversation, we are happy to agree as a professional courtesy to an extension to answer the pending discovery if you need additional time, but not if you simply aim to later move to stay discovery pending a ruling on your motion to dismiss.

Thus, if you agree that you will not later move for a stay, you are welcome to the extension. Otherwise, we should have the Judge decide whether a stay is appropriate.

Regards,
Michael Dickler

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